HIGH COURT OF JUDICATURE CHHATTISGARH : BILASPUR

(DIVISION BENCH)

CORAM : Hon'ble Shri S.R. Nayak, CJ
Hon'ble Shri Satish K. Agnihotri, J.

Writ Petition No. 5779 OF 2005

PETITIONER

1. Wahid Ravani, S/o Majid Ravani, aged about 35 years.
2. Guljar Ali, S/o Late Saiyad Guljar Ali, aged 24 years,
Both R/o Ward No. 18, Bazar-para, Bemetera, Distt. Durg (CG)

Versus

RESPONDENTS

1. State of C.G. Through - Collector, Distt. (C.G.)
2. President, Nagar Palika Parishad, Bemetera, Distt. Durg (CG)
3. Chief Municipal Officer, Nagar Palika Parishad, Bemetara, Dist. Durg (C.G.)

Present:
Mr. Sudhir Verma, learned counsel for the petitioners.

ORAL ORDER
(Passed on 5th of December 2005)

The following Order of the Court was passed by

S.R. Nayak, CJ:

Complaint in this so called PIL is that a land which is being used presently for the sale of vegetables is proposed for establishing mutton market. Though it was contended by learned counsel for the petitioners that mutton market should be separated from the vegetable market, when we pointedly asked the learned counsel to point out the legal basis for this claim, he was not in a position to trace the legal base. It is for the local

body like second respondent to decide which market should exist where. We do not find any legal requirement that the shops to sell mutton, chicken and other forms of meat and the market to sell vegetables should always be separated and they cannot be permitted to be sold under one roof or in the same complex or precinct. The writ petition is devoid of merit and it does not involve any public interest. The writ petition is, therefore, dismissed. There is no order as to costs.

Sd/-
Chief Justice

Sd/-
Satish K. Agnihotri
Judge